



12/2/04

MESSAGES FROM THE HOUSE

SB 753 (SCOTT)

The Senate-passed version would have allowed the governor to establish a Childhood Lead Poisoning Prevention and Control Commission. The House-substitute would allow the governor to either establish the commission or instead designate an existing organization or statewide childhood lead poisoning prevention coalition to serve as the commission if it could fulfill the bill's requirements. The Senate-passed version would have allowed the commission to establish an advisory committee for the purpose of advising the commission on matters pertaining to lead poisoning prevention and control. It would require, at a minimum, representatives from a long list of public, industry, and community-based agencies, programs, and organizations. The House substitute instead would require the commission to seek input from those representatives at public hearings and would eliminate some of the listed organizations and add others.

- The Senate concurred with the House changes to SB 753 [RC 831: 37 yes, 0 no]. Immediate Effect was given to the bill.

SB 1453 (Cropsey)

SB 1453 would allow the state to establish a renaissance zone in the city of Greenville (Montcalm County).

- The Senate concurred with the House changes to SB 1453 [RC 830: 37 yes, 0 no]. Immediate Effect was given to the bill.

FINAL PASSAGE

SB 478 (BASHAM)

SB 486 (Garcia)

HB 4880 (Richardville)

HB 5844 (Richardville)

MOBILE HOME TAX PACKAGE

SB 478 and SB 486 would generate an estimated \$20.8 million in new mobile home specific tax revenue in 2007; however, taxpayers would be able to claim increased property tax credits of an estimated \$1.2 million, for a net increase to taxpayers of an estimated \$19.1 million. By 2012, the net increase to taxpayers would be an estimated \$26.3 million. The new specific tax revenue would be distributed among the State General Fund,

State School Aid Fund, local school districts, counties, and other local governments; the increase in property tax credits also would have an impact on the State's General Fund. Support: MML, MTA, MEA.

HB 4880 and HB 5844 would generate an estimated \$2.4 million in net new revenue in 2005 and \$14.8 million by 2010. Support: MI Assn. of School Boards, MI Assn. of Home Builders, MI Assn. of School Administrators, MI Assessors Assn.

SB 478 would provide that a mobile home located on real property, whether or not permanently affixed to that property, would be real property and would have to be assessed as real property to the owner of the mobile home, for purposes taxation.

- Committee 1 (S-1) was defeated.
- Garcia 2 (S-2) was adopted.
- Garcia 2A (2 amends) was adopted. Technical date changes.
- Garcia 2B (1 amend) was adopted. Technical date changes.
- SB 478 was moved to 3rd Reading.
- SB 478 passed [RC 844: 36 yes, 1 no].

SB 486 would create a tiered system of value-based taxation, beginning January 1, 2007. Under the scheme, mobile homes would be assessed and taxed at a monthly rate, according to the value of the house. The tax would first have to be approved by the voters in the local unit. The tax would be collected by the local units of government in the same manner as other real property taxes. The bill also provides direction to local tax officials as to how to collect and credit the tax.

- SB 478 was not taken up.

HB 4880 would annually increase the tax on mobile homes from \$3 to \$4.50 in 2005 and up to \$12 in 2010.

- Garcia 1 (S-2) was withdrawn.
- Garcia 1A (3 amends) was defeated.
- Garcia 2 (S-3) was adopted.
- Garcia 2A (2 amends) was adopted.
- HB 4880 was moved to 3rd Reading.
- HB 4880 was initially defeated [RC 842: 17 yes (gop), 17 no]. Hammerstrom moved to reconsider defeat of HB 4880. On a second vote, HB 4880 passed with IE [RC 843 24 yes, 13 no].

HB 5844 would include the manufactured housing specific tax proposed by House Bill 4880 in the calculation of the homestead property tax credit.

- HB 5844 was moved to 3rd Reading. No amendments.
- HB 5844 passed with IE [RC 845: 37 yes, 0 no].

SB 823 (Cropsey)

SB 823 would convert part-time probate judges in Alcona, Baraga, Benzie, Iron, Missaukee, Montmorency, Ontonagon, Oscoda, and Presque Isle Counties to fulltime status. The probate judges in these counties also would have the jurisdiction and authority of a district judge. The bill would also add probate judges in Barry, Berrien, Isabella, Otsego, and Van Buren Counties to the list of probate judges who have the jurisdiction and authority of a district judge.

- SCOTT 1 was withdrawn.
- SB 823 passed [RC 833: 37 yes, 0 no].

SB 929-31 (Hammerstrom)

SBs 929-31 would eliminate the county register of deeds as a payment recipient when a mortgagor or a successor in interest redeems property following a foreclosure sale, in cases in which the deed of sale was deposited in the register's office for the benefit of the purchaser.

SB 929:

- Committee 1 (S-3) was adopted.
- SB 929 was moved to 3rd Reading.
- SB 929 passed [RC 838: 37 yes, 0 no].

SB 930:

- Committee 1 (S-3) was adopted.
- SB 930 was moved to 3rd Reading.
- SB 930 passed [RC 840: 37 yes, 0 no].

SB 931:

- Committee 1 (S-3) was adopted.
- SB 931 was moved to 3rd Reading.
- SB 931 passed [RC 839: 37 yes, 0 no].

SB 1485 (Goschka)

HB 6338 (Howell)

SB 1485 and HB 6338 would allow the city of Saginaw to hold special police and fire millages, due to the difficulty the city has had in passing general millages their police force has decreased from 160 to 90 officers. The city believes that they would be more successful in passing a special assessment. Currently, only communities with less than 15,000 person can hold such millages.

Support: Michigan Municipal League.

SB 1485:

- Committee 1 (S-2) was adopted.
- Goschka 1A (1 amend) was adopted.
- SB 1485 was moved to 3rd Reading.
- SB 1485 passed [RC 841: 37 yes, 0 no].

HB 6338:

- Committee 1 (S-3) was adopted.
- HB 6338 was moved to 3rd Reading.
- *HB 6338 was not taken up on Final Passage.*

HB 5415 (DeRossett)

HB 5415 would allow a local unit of government to terminate a plant rehabilitation district or an industrial development district by resolution if no tax abatement certificates are in effect on the date of the termination resolution. The bill would require the local governmental unit to give at least 14 days written notice to the

owners of all real property within the plant rehabilitation district or industrial development district and hold a public hearing on the termination.

- HB 5415 passed with IE [RC 835: 36 yes, 0 no].

HB 5645 (Caul)

HB 5645 would require a register of deeds to appoint an individual to serve as the chief deputy of the register of deeds. With the approval of the county board of commissioners, the register of deeds could appoint one or more deputies whom he or she considered necessary to perform the functions and duties of the office of the register of deeds. Currently, the register of deeds must appoint one deputy.

- HB 5645 passed with IE [RC 836: 36 yes, 0 no].

HB 5656 (Ward)

HB 5656 would prohibit the Department of Management and Budget from requiring an architect, professional engineer, or contractor with whom it enters into a contract to assume any liability or indemnify to the State for any amount greater than the architect's, professional engineer's, or contractor's degree of fault.

- HB 5656 passed with IE [RC 832: 37 yes, 0 no].

HB 6029 (O'NEIL)

HB 6029 would provide that a pawnbroker could agree, in writing, to allow a person who had deposited pledged or pawned property (the pawner) with the pawnbroker, to maintain possession and use of the property during the term of the pawn or pledge transaction. The agreement also could include the payment of a usage fee of \$1 per month or fraction of a month for pawned or pledged property used by the pawner during the term of the pawn or pledge.

- Committee 1 (S-1) was adopted.
- Toy 1A was withdrawn.
- Toy 1B (4 amends) was adopted.
- HB 6029 was moved to 3rd Reading.
- SCOTT 1 was withdrawn.
- HB 6029 passed with IE [RC 837: 30 yes, 6 no].

HB 6101 (Caswell)

HB 6101 would convey approximately 5.3 acres of State-owned land in Branch County to Coldwater Township for \$1. The property is currently under the jurisdiction of the Department of Corrections next to the Lakeland Correctional Facility and is adjacent to a parcel previously conveyed by the State to Coldwater Township.

- HB 6101 passed with IE [RC 834: 37 yes, 0 no].

THIRD READING

HB 4868 (JAMNICK)

HB 4868 would prohibit manufactured housing park owners from impeding a resident's right: 1) To sell his home within a park; to remove his home from the park solely based upon a sale or proposed sale or, to require a resident to remove a home from a park for the purpose of renovating or modernizing the park. 2) To prohibit the use of a "for sale" sign within the park, although the park owner could impose restrictions on the size and location of signs. 3) To place a maximum of two (2) political signs on their site. Restrictions by the park owner cannot be greater than those in local ordinance. 4) Park owners also would be required to notify residents 90 days in advance prior to increasing any fee.

11/10:

- *Committee 1 (S-4) was defeated.*
- *BASHAM 2 (S-5) was adopted.*
- *HB 4868 was moved to 3rd Reading.*

12/1:

- *Toy 1 (1 amend) was withdrawn.*
- *Toy 1 (1 amend) was adopted [RC 820: 24 yes, 13 no].*
- *HB 4868 was passed for the day.*

12/2:

- *HB 4868 was passed for the day.*

HB 6226 (Howell)

HB 6226 would allow a judge elected or appointed to the court of appeals after January 1, 1994 to maintain offices only in the principal court of appeals offices in the district in which he or she was elected or in another office located in the city where the district's principal court of appeals facilities are located. This proposal would replace the current requirement that court of appeals offices be located only in Lansing, Grand Rapids, Detroit, or Southfield and that all judges be located in the principal court of appeals facilities.

- *HB 6226 was moved to 3rd Reading. No amendments.*

HB 6310 (Howell)

HB 6310 would amend the juvenile code to: 1) Revise the time frame for the family court to conduct a permanency planning hearing for a child who remains in foster care and for whom parental rights have not been terminated. 2) Revise the time frame for the family court to hold a permanency planning hearing in abuse cases. 3) Require a court to have compelling reasons to order long-term continuation of foster care.

- *HB 6310 was moved to 3rd Reading. No amendments.*